

THE JACOBSON LAW GROUP
JACOBSON · MAGNUSON · ANDERSON
& HALLORAN P.C.

R. Reid LeBeau II | Shareholder
Attorney at Law
Phone: 651-644-4710
Cell: 612-483-1507
Email: rlebeau@thejacobsonlawgroup.com

February 16, 2018

Kathryn Ross

Digitally signed
by Kathryn Ross
Date:
2018.02.16
13:47:53 -05'00'

Jeff S. Jordan
Assistant General Counsel
Federal Election Commission
Office of Complaints Examination
and Legal Administration
Attn: Kathryn Ross, Paralegal
999 E Street, NW
Washington, DC 20463

Re: MUR 7317

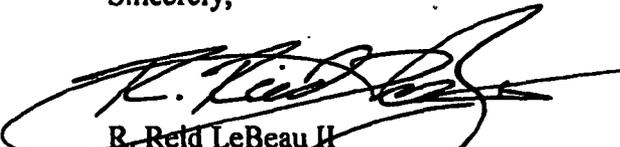
Dear Mr. Jordan:

Our firm represents Dusty Johnson and his principal campaign committee, Friends of Dusty Johnson. We are in receipt of your letter dated February 2, 2018 which details an alleged violation of the Federal Election Campaign Act of 1971, as amended. For reasons stated below, we request that the matter numbered MUR 7317 be dismissed and that no further action be taken by the Federal Election Commission.

During the third quarter of 2017, the website of South Dakota War College, at URL <http://dakotawarcollege.com/>, did indeed include advertisements for Dusty Johnson. The website is operated by Pat Powers. At that time, Johnson requested from Powers an invoice for the advertisement. Powers responded to the campaign in the fourth quarter by providing it with an invoice of \$1,800.00 and indicated he now intended the cost to be an in-kind contribution. Johnson was not aware that Powers intended this public communication to be an in-kind contribution until this communication in the fourth quarter. Having received the invoice and notice in the fourth quarter, Johnson's campaign committee promptly reported the in-kind contribution in the Fourth Quarter 2017 Report.

Please advise if you believe an amendment is necessary to clarify the record.

Sincerely,


R. Reid LeBeau II